

PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS
DECEMBER 16, 2009

Pursuant to Section 19.84 and 59.14, Wis. Stats., notice is hereby given to the public that the REGULAR meeting of the **BROWN COUNTY BOARD OF SUPERVISORS** was held on **Wednesday, December 16, 2009, at 7:00 p.m.**, in the Legislative Room 203, 100 North Jefferson Street, Green Bay, Wisconsin.

The following matters will be considered:

Call to order at 7:00 p.m.

Invocation.

Pledge of Allegiance to the Flag.

Present: De Wane, Nicholson, Theisen, Krueger, Haefs, Erickson, Brunette, Zima, Evans, Vander Leest, Johnson, Dantine, La Violette, Andrews, Kaster, Knier, Williams, Fleck, Clancy, Wetzell, Moynihan, Scray, Hoeft, Lund, Fewell

Excused: Warpinski

Total Present: 25 Total Excused: 1

No. 1 -- ADOPTION OF AGENDA.

A motion was made by Supervisor Krueger and seconded by Supervisor Andrews **“to adopt the agenda as presented”**. Voice vote taken. Motion carried unanimously with no abstentions to adopt the agenda.

No. 2 -- COMMENTS FROM THE PUBLIC REGARDING AGENDA ITEMS ONLY. None.

No. 3 -- APPROVAL OF MINUTES OF COUNTY BOARD OF NOVEMBER 9, 2009.

A motion was made by Supervisor Krueger and seconded by Supervisor De Wane **“to approve the minutes of November 9, 2009.”**

A motion was made by Supervisor Scray and seconded by Supervisor Dantine **“to make a correction to the November 9, 2009 budget meeting minutes under number 13(f) Sheriff’s budget. The levy impact provided by the Clerk was correct. However, the details were not included. The motion should read ‘to increase Rental Space expense and increase Fund**

Balance applied by \$18,000; to decrease Police Services (Allouez) revenue by \$98,756 and decrease Regular Earnings by \$65,173 and Fringe Benefits by \$33,583; to increase Police Services expense by \$15,000 and decrease Property Tax Levy by \$15,000; to increase State Grant Revenue by \$39,336, Overtime Expense by \$27,869, Fringe Benefits by \$6,967 and Equipment - Non-Outlay by \$4,500; and to increase Equipment Non-Outlay by \$1,882 and increase Property Taxes by \$1,882'." Voice vote taken. Motion carried unanimously with no abstentions.

A motion was made by Supervisor Johnson and seconded by Supervisor Krueger **"to adopt the November 9, 2009 budget meeting minutes as amended"**. Voice vote taken. Motion carried unanimously with no abstentions.

No. 4 -- ANNOUNCEMENTS BY SUPERVISORS.

Supervisor Evans announced that Judy Friederichs, Director of the Health Department, will hold an H1N1 Clinic at Shopko Hall, tomorrow, December 17th.

Supervisor Erickson wished everyone a Merry Christmas Season and Happy New Year. Mr. Erickson thanked the Supervisors for food and monetary contributions to the Salvation Army.

Supervisor Vander Leest recognized the staff and the NEW Zoo for the new food court. Mr. Vander Leest feels it is a great addition to the NEW Zoo. Supervisor Vander Leest thanked Dr. Lynn Stainbrook for obtaining \$300,000 in grant money for the upkeep at the Central Branch Library.

Supervisor De Wane wished everyone a Merry Christmas and acknowledged the gentlemen from New Holstein who donated food to the Salvation Army for their food drive.

Supervisor Clancy complimented the Highway Department on the wonderful job they did regarding removal of snow from the roadways.

No. 5 -- COMMUNICATIONS. NONE. LATE COMMUNICATIONS:

No. 5a -- FROM SUPERVISOR KNIER REGARDING: ADOPTING A RESOLUTION REQUIRING A SALARY STUDY FOR EACH POSITION AND CANDIDATE FILLED BY APPOINTMENT.

Refer to Administration Committee.

No. 6 -- APPOINTMENT BY COUNTY EXECUTIVE.

No. 6a -- REAPPOINTMENT OF AUDREY MURPHY AND HAROLD PFOTENHAUER AND APPOINTMENT OF PATRICIA BACELIS-LEON TO THE BOARD OF HEALTH

A motion was made by Supervisor La Violette and seconded by Supervisor De Wane “**to approve the above appointments**”. Voice vote taken. Motion carried unanimously with no abstentions.

No. 6b -- REAPPOINTMENT OF JOHN HICKEY, KATHY PLETCHER AND CARLA BUBOLTZ AND THE APPOINTMENT OF MONICA GOLOMSKI TO THE LIBRARY BOARD

A motion was made by Supervisor Dantine and seconded by Supervisor Wetzel “**to approve the above appointments**”. Voice vote taken. Motion carried unanimously with no abstentions.

No. 7a -- REPORT BY COUNTY EXECUTIVE.

County Executive Hinz discussed the hot water heating at the Community Treatment Center and said this design will save up to 30% in energy costs.

Executive Hinz announced there will be an Energy Meeting tomorrow at the Museum from 9:00 a.m. to 3:30 p.m. Madison officials are expected to be in attendance.

Mr. Hinz said that the Master Plan Committee will be looking at options for the old Mental Health Center at their January meeting.

Executive Hinz stated the LEAN initiative is in progress within the County and asked the Board to work together.

Mr. Hinz announced the Child Support Office held a Raffle and Cookie Sale for Carol Le May and thanked the Child Support Staff for all their hard work in making it a successful fund raiser.

County Executive Hinz stated that Cullen Peltier, Emergency Management, put together an Emergency Proclamation to prepare for what could have happened.

Executive Hinz explained the importance of Jayme Sellen’s roll in the County Executive Office as a Legislative Assistant. Jamie came to Brown County at Pay Grade 24, Step 3. Mr. Hinz explained Jayme’s past experience and encouraged the County Board not to override his veto.

No. 7b -- REPORT BY BOARD CHAIRMAN.

Chairman Zima thanked the County Board Staff for an outstanding job; they performed their duties above and beyond and he wants them to know how much he appreciates all they do.

Chairman Zima announced the Radio Inoperability Oversight Committee has been asked to put together a Study Committee to report to Public Safety Committee. The members will be Bill Clancy and Andy Williams (Public Safety Committee), Harold Kaye, Paul Abel (Green Bay), Bob Kaiser (De Pere), Kevin Tilkens, New Franken Fire Chief and Jim Nichols (Public Safety Communications Director).

Chairman Zima explained why he disagreed with the County Executive's veto. The current salary is between \$72,000 and \$74,000. Mr. Zima stated this comes down to fairness and asked the County Board to override the County Executive's veto.

No. 8 -- OTHER REPORTS. NONE.

No. 9a -- COUNTY EXECUTIVE PARTIAL VETO OF EXECUTIVE COMMITTEE REPORT OF NOVEMBER 4, 2009: REGARDING LEGISLATIVE ASSISTANT RECLASSIFICATION TO GRADE 22, STEP 2.

A motion was made by Supervisor Evans and seconded by Supervisor Moynihan **“to override the County Executive's veto”**. Several County Board members spoke for and against the veto.

After discussion, a vote was taken on the motion **“to override the County Executive's veto”**. Vote taken. 2/3 vote (18 votes) required to override the County Executive's veto. Roll Call #9a(1):

Ayes: De Wane, Nicholson, Theisen, Haefs, Erickson, Zima, Evans, Vander Leest, Dantinne, Kaster, Knier, Fleck, Moynihan, Scray, Lund

Nays: Krueger, Brunette, Johnson, La Violette, Andrews, Williams, Clancy, Wetzel, Hoeft, Fewell

Excused: Warpinski

Total Ayes: 15 Total Nays: 10 Excused: 1

Motion failed to override the County Executive's veto.

No. 10 -- STANDING COMMITTEE REPORTS:

No. 10a -- REPORT OF ADMINISTRATION COMMITTEE OF NOVEMBER 18, 2009

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in regular session on November 18, 2009, and recommends the following motions:

1. Review of Minutes
 - a. Housing Authority (10/19/09). Receive and place on file.

2. Communication from Supervisor Lund to refer to Administration that any employee who would voluntarily submit to a yearly health assessment and maintains a proper weight and level of fitness would be eligible for reimbursement regardless of affiliation with a health club. (Referred from October County Board.) Hold for 60 days.
3. Communication from Supervisor Brunette re: for the County to include a small voluntary survey on its website to judge the websites effectiveness and use the feedback to improve service. (Referred from October County Board.) Have staff look into this and come back with options.
4. Communication from Supervisor Andrews to request a monthly report (update) on the state of the budget for the entire County, with areas pointed out that are beginning to show difficulty. *4 & 5 were taken together.*
5. Communication from Supervisor Andrews to develop a process, including a form to fill out, to articulate the factors that lead to the need for a budget transfer to cover shortfalls with a section to be filled out by our financial office indicating where funds can be taken from. This form should be presented along with the request for budget transfer, and included in our packets. To approve the new process.
6. Human Resources - Budget Status Financial Report for September 30, 2009. Receive and place on file.
7. Human Resources - Activity Report for October 2009. Receive and place on file.
- #7a Human Resources - Approval of two HR Analysis Roles. To approve.
8. Facility & Park Management - Budget Status Financial Report for September 30, 2009. Receive and place on file.
9. Facility & Park Management - Director's Report. Receive and place on file.
10. Dept. of Admin - 2009 Budget Adjustment Log. Receive and place on file.
11. Dept. of Admin - Grant Application Approval Log for November 2009. Receive and place on file.
12. Administration - Budget Status Financial Report for September 30, 2009. Receive and place on file.
13. Information Services - Budget Status Financial Report for September 30, 2009. Receive and place on file.
14. Dept. of Admin - Director's Report.
 - a. Dept. of Admin - County Financial Report. Receive and place on file.
15. Corporation Counsel – Budget Status Financial Report for September 30, 2009. Receive and place on file.
- #15a Request to fill Administrative Secretary position at Corporation Counsel Office. To approve.
16. County Clerk – Budget Status Financial Report for September 30, 2009. Receive and place on file.
17. Audit of bills. Pay the bills.

A motion was made by Supervisor Lund and seconded by Supervisor Andrews **“to adopt”**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Tom Hinz, County Executive

Date: 12/22/2009

No. 10b -- **REPORT OF EDUCATION AND RECREATION COMMITTEE OF
DECEMBER 3, 2009**

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EDUCATION & RECREATION COMMITTEE met in regular session on December 3, 2009 and recommends the following:

1. Communication from Supervisors Vander Leest and Johnson re: Request to investigate the price of books at online companies and other sources to determine if the current State contract is the best deal available for new book purchases. (Referred from November County Board). Receive and place on file.
2. Golf Course - Approve request to allow NEW First Tee to have an architect come up with some conceptual drawings of what a First Tee facility would look like on the extra 80 acres that the Golf Course owns. (Referred from September County Board.) To approve the request to have architect come up with conceptual drawings.
3. Golf Course - Budget Status Financial Report for October 31, 2009. Receive and place on file.
4. Golf Course Financial Statistics as of November 15, 2009. Receive and place on file.
5. Golf Course - Budget Adjustment Request (#09-106): Increase in expenses with offsetting increase in revenue. To approve.
6. Golf Course - Superintendent's Report. Receive and place on file.
7. Museum - Budget Status Financial Report for September 30 and October 31, 2009. Receive and place on file.
8. Museum - Attendance & Admission, October 2009. Receive and place on file.
9. Museum - Grant Application Review (#09-41): Cataloging the Green Bay Press-Gazette Negative Collection. Receive and place on file.
10. Museum - Director's report. Receive and place on file.
11. Library - Budget Status Financial Report for September & October, 2009. Receive and place on file
12. Library - Budget Adjustment Request (#09-121): Increase in expenses with offsetting increase in revenue. To approve.
13. Library - Approve Low Bid for Digital Controller for Weyers-Hillard Library. To approve Energy Control and Design bid of \$35,645 with option 1 bid \$1,950.
14. Library - Boldt Engineering Report (Handout was distributed to committee members at 10/27/09 mtg) To direct Facilities to replace exit lighting and emergency lighting for no more than \$50,000 out of asset maintenance fund. "in-house out of the asset maintenance fund and up to \$10,000 if additional project funds are needed." ** To have Facilities report on their stimulus application in February.

** Amended item #14 as per the County Board on 12/16/2009.

15. Library - Director's Report. Receive and place on file.
16. Facility Mgmt - Library Pre-Design RFP. To approve RFP.
17. Facility Mgmt - Budget Adjustment Request (#09-116): Change in any item within Outlay account which requires the reallocation of funds from any other major budget classification or the reallocation of Outlay funds to another major budget classification. To approve.
18. Park Mgmt - Update on Arena Projects. Receive and place on file.
19. Parks - Budget Status Financial Report for September 30, 2009. Receive and place on file.
20. Park Mgmt - Discussion on WiDOT Changes to Highway 29 and the Impact on Pamperin Park. Receive and place on file.
21. Park Mgmt - Update on Brown County Pet Exercise Area Improvements. Receive and place on file.
22. Park Mgmt - Director's Report for October 2009. Receive and place on file.
23. NEW Zoo - Budget Status Financial Report for September 30, 2009. To approve.
24. NEW Zoo - Budget Adjustment Request (#09-103): Increase in expenses with offsetting increase in revenue. *See Item #26*
25. NEW Zoo - Budget Adjustment Request (#09-107): Increase in expenses with offsetting increase in revenue. *See Item #26*
26. NEW Zoo - Budget Adjustment Request (#09-112): Increase in expenses with offsetting increase in revenue. To suspend the rules to take items 24-26 together and approve.
27. Zoo Monthly Activity Report.
 - a. Visitor Center Operation Reports:
 - i. Admissions Revenue Attendance, 2009 Report.
 - ii. Gift Shop Concessions Revenue, 2009 Report. Receive and place on file.
 - b. Curator's Report - Animal Collection Report November, 2009. Receive and place on file.
 - c. Education & Volunteer Programs Report October 2009. Receive and place on file
28. NEW Zoo - Director's Report. Receive and place on file.
29. Resch Centre/Arena/Shopko Hall - October-09 Attendance for the Brown County Veterans Memorial Complex. Receive and place on file.
30. Audit of bills. Pay the bills.

A motion was made by Supervisor Johnson and seconded by Supervisor Andrews **"to adopt"**.

Supervisor Vander Leest requested item #14 be taken separately.

Voice vote taken on remainder of report. Motion carried unanimously with no abstentions.

Item #14 -- Library -- Boldt Engineering Report (Handout was distributed to committee members at 10/27/09 mtg.) COMMITTEE ACTION: To direct Facilities to replace exit lighting and emergency lighting for no more than \$50,000 out of asset maintenance fund.

A motion was made by Supervisor Vander Leest and seconded by Supervisor Krueger **“to direct facilities to replace exit lighting and emergency lighting in-house out of the asset maintenance fund and up to \$10,000 if additional project funds are needed”**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: _____ \s\ _____ Tom Hinz, County Executive

Date: 12/22/2009

No. 10c -- REPORT OF EXECUTIVE COMMITTEE OF DECEMBER 7, 2009

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in regular session on December 7, 2009 and recommends the following motions:

1. Communication from Supervisor Warpinski re: To amend Chapter 2.04(1)(d) of the Brown County Code to strike and replace the word “secret” with the word “open”. Receive and place on file.
2. Communication from Supervisor Erickson re: Brown County should look at having drug offenders register their current addresses so residents have knowledge of who is living in their neighborhoods. Receive and place on file.
3. Communication from Supervisor Clancy re: I would like the Public Safety committee to be briefed at the November or December meeting re: the radio operability study, cost implementation, timing and funding mechanics. Receive and place on file.
4. Communication from Supervisor Knier re: Ask for a modification to Section 2.03(3)(e) to include a provision for emergency contracting. Hold until January 2010 meeting.
5. Review and Possible Action on Legal Bills to be paid.
 - a. Review and Possible Action on Davis & Kuelthau Bills with additional detail. To pay legal bills, except for that of Simandl & Prentice which will be negotiated by Fred Mohr. Ayes: 4 (Erickson, Lund, Scray, Zima).; Nays: 1 (Nicholson)
6. Internal Auditor Report.
 - a. Presentation by Schenck, SC re: 2008 Comprehensive Annual Financial Report (CAFR). Receive and place on file.
 - b. Report on Review of Airport Concessionaire Contract. Receive and place on file.
 - c. Budget Status Financial Report for September and October 2009. Receive and place on file.
 - d. Other: *None.*
7. County Executive Report.
 - a. Budget Status Financial Report for October 31, 2009. Receive and place on file.
8. Labor Negotiator Report. *No report.*
9. Board Attorney Report. Receive and place on file.
10. Review Brown County requirements of ID when applying for any Social Services from the County. Hold until January 2010 meeting.

11. Approval of two Human Resource Analysis Roles. To approve.
12. Request to fill Administrative Secretary position at Corporation Counsel Office. To approve.
13. Resolution re: To Support Brown County Voluntary Unpaid Leave Program for 2010. To approve. See Resolutions, Ordinances December County Board.
14. Resolution re: In Support of Federal Funding for Welfare Fraud Investigation. To approve. See Resolutions, Ordinances December County Board.
15. Resolution re: To Improve Record Keeping and Corporation Counsel Approval of Resolutions and Ordinances. To approve. See Resolutions, Ordinances December County Board.
16. Ordinance re: To Create Sec. 30.09 of the Brown County Code Entitled "Purchase and Sale of Scrap Metal." (Motion at Public Safety: Hold for one month.) Hold until January 2010 meeting. See Resolutions, Ordinances December County Board.
17. Ordinance re: To Create Sec. 30.08 of the Brown County Code Entitled "Pawn Brokers and Secondhand Article and Jewelry Dealers." (Motion at Public Safety: Hold for one month.) Hold until January 2010 meeting. See Resolutions, Ordinances December County Board.
18. A closed session pursuant to sec. 19.85((1)(b), Wis. Stats., considering dismissal, demotion, licensing or discipline of any public employee. The affected employee has the right to demand that the evidentiary hearing be held in open session.
 - i. Enter into closed session.
 - ii. Return to regular order of business.
 - iii. No action taken.

A motion was made by Supervisor Andrews and seconded by Supervisor La Violette "to adopt". Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: _____ \s\ Tom Hinz, County Executive _____ Date: 12/22/2009

No. 10d -- REPORT OF "SPECIAL" EXECUTIVE COMMITTEE OF DECEMBER 16, 2009

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in "special" session on December 16, 2009 and recommends the following motions:

1. Closed Session: A closed session pursuant to sec. 19.85(1)(b), Wis. Stats., considering dismissal, demotion, licensing or discipline of any public employee. The affected employee has the right to demand that the evidentiary hearing be held in open session. To uphold the termination.

A motion was made by Supervisor Andrews and seconded by Krueger “to adopt item #1, Closed Session: A closed session pursuant to sec. 18.85(1)(b), Wis. Stats., considering dismissal, demotion, licensing or discipline of any public employee. The affected employee has the right to demand that the evidentiary hearing be held in open session. COMMITTEE ACTION: To uphold the termination.” Voice vote taken. Motion carried unanimously with no abstention.

Approved by: \s\ Tom Hinz, County Executive Date: 12/22/2009

No. 10e -- REPORT OF HUMAN SERVICES COMMITTEE OF NOVEMBER 24, 2009

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE met in regular session on November 24, 2009, and recommends the following motions:

1. Review Minutes of:
 - a. Aging & Disability Resource Center Board (October 22, 2009).
 - b. Children with Disabilities Education Board (October 27, 2009).
 - c. Community Options Program Planning Committee (October 26, 2009).
 - d. Human Services Board (October 8, 2009).
 - e. Veterans' Recognition Subcommittee (October 13, 2009).Take items 1a, 1b, 1c, 1d, and 1e together and approve.
2. Communication from Supervisor Scray re: Review Brown County requirements of ID when applying for any Social Services from the County. Discuss the possibility of making Brown County requirements of ID stricter to prevent fraud. Hold for one month.
3. Communication from Supervisor Andrews to develop a process, including a form to fill out, to articulate the factors that lead to the need for a budget transfer to cover shortfalls with a section to be filled out by our financial office indicating where funds can be taken from. This form should be presented along with the request for budget transfer, and included in our packets. (Referred from September Administration Meeting.) Receive and place on file.
4. Communication from Supervisor Evans re: To address concerns with the Brown County Sheriff's Department and local Law Enforcement Agencies on the EM-1 placement of patients as it relates to the Crisis Center and the Community Treatment Center. Additionally to develop a county-wide plan for all Law Enforcement Agencies to abide by with accordance to enhanced safety and efficiency procedures.
 - i. To approve a Hold Harmless Agreement with all law enforcement agencies within Brown County.
 - ii. To refer this to the January Human Services Meeting.

5. Aging & Disability Resource Center - Financial Report of August 31, 2009, and September 30, 2009. Receive and place on file.
6. Human Services Dept. - Resolution re: Resolution to Terminate the Community Treatment Center's Tax Exempt Organization Status. To approve. *See Resolutions, Ordinances December County Board.*
7. Human Services Dept. - Director's Report. Receive and place on file.
8. Human Services Dept. - Family Care Update. Receive and place on file.
9. Human Services Dept. - Community Treatment Center Update. *See Item 10.*
10. Human Services Dept. - Community Treatment Center Statistics. To take items No. 9 and No. 10 together and receive and place on file.
11. Human Services Dept. - Bellin Psychiatric Monthly Report. Receive and place on file.
12. Human Services Dept. - Approval for New Non-Continuous Vendor. To approve.
13. Human Services Dept. - Request for New Vendor Contract. To approve.
14. Human Services Dept. - Monthly Contract Update. To approve.
15. Human Services Dept. - Financial Report for Community Programs. To approve.
16. Human Services Dept. - Financial Report for Community Treatment Center. To approve.
17. Audit of Bills. To pay the bills.

A motion was made by Supervisor Evans and seconded by Supervisor Moynihan "to adopt." Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Tom Hinz, County Executive

Date: 12/22/2009

No. 10f -- REPORT OF PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE OF NOVEMBER 23, 2009

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE met in regular session on November 23, 2009, and recommends the following motions.

1. Review minutes of:
 - a) Lower Fox River & Green Bay Shoreline Waterfront Redevelopment Steering Committee (November 11, 2009). Receive and place on file.
 - b) Solid Waste Board (September 21, 2009). Receive and place on file.
2. UW-Extension - Budget Status Financial Report for September 30, 2009. Receive and place on file.
3. UW-Extension - Director's Report. Receive and place on file.
4. Solid Waste Consultant Request for Proposal – Request for Approval. To approve.
5. Solid Waste Area Budget Status Financial Report for September 30, 2009. Receive and place on file.

6. Port Area Budget Status Financial Report for September 30, 2009. Receive and place on file.
7. Port & Solid Waste - Director's Report. Receive and place on file.
8. Highway/Planning Commission - Updates on CTH GV (standing item). Receive and place on file.
 - a) Road repair update on GV with possible action. No action.
9. Planning Commission - Budget Status Financial Report for September 30, 2009.
10. Property Listing - Budget Status Financial Report for September 30, 2009.
11. Zoning - Budget Status Financial Report for September 30, 2009
12. Highway - Budget to Actual Financial Reports for October, 2009.
13. Register of Deeds - Budget Status Financial Report for September 30, 2009. Motion to suspend the rules and take #'s 9, 10, 11, 12 & 13 together. Receive and place on file.
14. Airport - Budget Status Financial Report for September 30, 2009. Receive and place on file.
15. Airport - Director's Report. Receive and place on file.
16. Airport - Food & Beverage Concessions Request for Proposals – Request for Approval. To approve.
17. Airport - A closed session pursuant to sec. 19.85(1)(e), Wis. Stats., for the purpose of deliberating the purchasing of public properties whenever competitive or bargaining reasons require a closed session.
 - a. Enter into closed session
 - b. Return to regular order of business.
 - c. Approve \$525,000 purchase at airport over a two year period.
18. Audit of bills. Approve payment of bills.

A motion was made by Supervisor Fleck and seconded by Supervisor Kaster “**to adopt**”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: /s/ Tom Hinz, County Executive Date: 12/22/2009

No. 10g -- REPORT OF PUBLIC SAFETY COMMITTEE OF DECEMBER 3, 2009

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in special session on December 3, 2009, and recommends the following motions:

1. Review minutes and reports of:
 - a. Criminal Justice Coordinating Board (10/27/09).
 - b. Emergency Medical Services (10/21/09).
 - c. Fire Investigation Task Force General Membership (9/03/09).

- d. Fire Investigation Task Force Board of Directors (9/17/09).
 - e. FoxComm Executive Committee (10/23/09).
 - f. Local Emergency Planning Committee (9/08/09).
- Take Item No. 1 a-f together. Receive and place on file Item No. 1 a-f.
2. Communication from Supervisor Andrews to develop a process, including a form to fill out, to articulate the factors that lead to the need for a budget transfer to cover shortfalls with a section to be filled out by our financial office indicating where funds can be taken from. This form should be presented along with the request for budget transfer, and included in our packets. Receive and place on file.
 3. Communication from Supervisor Clancy re: I would like the Public Safety Committee to be briefed at the November or December meeting re: the radio operability study, cost implementation, timing and funding mechanics. Receive and place on file.
 4. Communications from Supervisor Andrews re: To direct staff to research 911 funding mechanisms in place in other states for the purpose of creating recommendations for the State Legislature to consider implementing in the next biennial budget, with the goal of creating a stable funding source for Public Safety Communications Centers in Wisconsin. Receive and place on file.
 5. District Attorney - Monthly drug criminal complaint numbers. Receive and place on file.
 6. District Attorney - Budget Adjustment Request (#09-105): Increase in expenses with offsetting increase in revenue. To approve.
 7. Public Safety Communications - Budget Adjustment Request (#09-119): Increase in expenses with offsetting increase in revenue. To approve.
 8. Public Safety Communications - Budget Adjustment Request (#09-120): Reallocation of personnel services and fringe benefits to another major budget classification except contracted services, or reallocation to personnel services and fringe benefits from another major budget classification except contracted services. To approve.
 9. Public Safety Communications - Grant Application Review (#09-39): HS Mutual Aid Radio Round 5 (2007/2008) from WI Office of Justice Assistance. To approve.
 10. Public Safety Communications - Grant Application Review (#09-44): Hazardous Materials Emergency Planning Grant from WI Emergency Management. To approve.
 11. Public Safety Communications - Grant Application Review (#09-40): Long Term Power Outage 2009 from WI Office of Justice Assistance. Receive and place on file.
 12. Public Safety Communications - Contract for Long-Term Power Outage Grant. To approve.
 13. Public Safety Communications - Financial Report for Month Ending 09/30/09. Receive and place on file.
 14. Public Safety Communications - Discussion re: Ashwaubenon Public Safety. Receive and place on file.
 15. Public Safety Communications - Director's Report. Receive and place on file.
 16. Sheriff - Ordinance re: To Create Sec. 30.09 of the Brown County Code Entitled "Purchase and Sale of Scrap Metal." To approve Item No. 16. Ayes: 0; Nays: 5. To hold for one month.
 17. Sheriff - Ordinance re: To Create Sec. 30.08 of the Brown County Code Entitled "Pawn Brokers and Secondhand Article and Jewelry Dealers." Hold for one month.

18. Sheriff - Key Factor Report for October and Jail Average Daily Population by Month and Type for the Calendar Year 2009. Receive and place on file.
19. Sheriff - Budget Status Report and Budget Performance Report for October 31, 2009. Receive and place on file.
20. Sheriff - Budget Adjustment Request (#09-108): Increase in expenses with offsetting increase in revenue. To approve.
21. Sheriff - Grant Application Review (#09-42): BOTS Speed from WI DOT BOTS. *See Item #22.*
22. Sheriff - Grant Application Review (#09-43): BOTS OWI from WI DOT BOTS. Take Items No. 21 and No. 22 together and approve.
23. Sheriff - Resolution Re: 2010 County-Tribal Law Enforcement Grant. To approve.
24. Sheriff's Report. To receive and place on file.
25. Clerk of Courts - Quarterly Report of Brown Co. Security/Incident Review Committee. *See Item #26*
26. Clerk of Courts - Financial Summary and Budget Status Report for September and October, 2009. Receive and place on file Items No. 25 and No. 26.
27. Circuit Courts - Budget Adjustment Request (#09-111): Increase in expenses with offsetting increase in revenue. To approve.
28. Circuit Court System Budget Transfer of October 28, 2009, and Budget by Account Classification Report for October, 2009. To approve.
29. Circuit Courts - Budget Status Report for September and October, 2009. To receive and place on file.
30. Audit of bills. To pay the bills.

A motion was made by Supervisor Nicholson and seconded by Supervisor Andrews **"to adopt"**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: _____ \s\ _____ Tom Hinz, County Executive

Date: 12/22/2009

Supervisor Haefs excused at 9:00 p.m.

No. 11 -- RESOLUTIONS, ORDINANCES:

No. 11j -- RESOLUTION REGARDING: TO SUPPORT BROWN COUNTY VOLUNTARY UNPAID LEAVE PROGRAM FOR 2010

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the economic recession has resulted in a projected revenue shortfall and some departments needing to address unanticipated higher operational expenses due to increasing workloads; and

WHEREAS, it is the intent of the County to manage the 2010 budget in a way that has the least disruptive impact on service delivery and for our employees; and

WHEREAS, current County policy allows for an unpaid leave of absence for up to one year upon approval of the Department Head and the Human Resources Manager; and

WHEREAS, some employees will be willing to assist in mitigating the projected revenue shortfall by taking voluntary unpaid leave.

NOW, THEREFORE, BE IT RESOLVED, that the Brown County Board of Supervisors, supports the Voluntary Unpaid Leave Program of up to five (5) days per employee for regular full-time employees, and a pro-rata amount of time based on percent of time worked for regular part-time employees for the period beginning January 1, 2010, and ending December 31, 2010.

BE IT FURTHER RESOLVED, that such leave shall not in any manner in its implementation interfere with current labor agreements or create overtime.

Respectively submitted,
EXECUTIVE COMMITTEE

A motion was made by Supervisor Erickson and seconded by Supervisor Kaster “to adopt”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Tom Hinz, County Executive Date: 12/22/2009

No. 11k -- RESOLUTION REGARDING: IN SUPPORT OF FEDERAL FUNDING FOR WELFARE FRAUD INVESTIGATION

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, as Brown County Board has supported Welfare fraud investigation in order to make sure only those eligible will receive welfare; and

WHEREAS, to this end Brown County will spend over \$115,000.00 of local property tax levy to support Welfare fraud investigation in the 2010 budget; and

WHEREAS, the Brown County Board believes that it is important to save Federal dollars while maintaining the integrity of the Welfare program and that the Welfare Fraud investigation plays an important role in this process; and

WHEREAS, the Brown County Board believes that Federal government should reimburse the County of Brown for the cost of Welfare Fraud investigation.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that it hereby ask that its Congressional Representative Steve Kagen and the United States Senators Herbert Kohl and Russ Feingold support legislation that would require all counties to hire Fraud Investigators in proportion to their population and that the costs for this service would be paid for by Federal Funding.

BE IT FURTHER RESOLVED that Brown County directs upon passage of this resolution be sent to all 72 counties and that they urge their Federal Representatives to pass legislation to ** in support of this resolution.

** resolution corrected as per the County Board on 12/16/2009.

Respectfully submitted,
EXECUTIVE COMMITTEE

A motion was made by Supervisor Lund and seconded by Supervisor Clancy **“to adopt”**. Supervisor Andrews requested a grammatical correction be made on the first page of the resolution, last line by deleting the word “to”. Voice vote taken. Motion carried unanimously with no abstentions **“to adopt the resolution as corrected”**.

Approved by: /s/ Tom Hinz, County Executive Date: 12/22/2009

No. 111 -- **RESOLUTION REGARDING: TO IMPROVE RECORD KEEPING AND CORPORATION COUNSEL APPROVAL OF RESOLUTIONS AND ORDINANCES**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, §59.23, Stats., imposes a duty on the County Clerk to maintain accurate, complete records of all Board proceedings including every resolution adopted and ordinance enacted; and

WHEREAS, §2.13(4)(f) Brown County Code imposes a duty on Corporation Counsel to approve the final draft of every resolution and ordinance; and

WHEREAS, the Board of Supervisors intends for the County Clerk and Corporation Counsel to fulfill the above legal obligations in an efficient and complete manner.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that all resolutions and ordinances approved by a Committee of the Board be submitted by the

drafter to the Corporation Counsel for approval as to form and to the County Clerk before the resolution or ordinance is taken up by the Board of Supervisors at a meeting.

BE IT FURTHER RESOLVED that every resolution and ordinance shall list the name of the person/department that created the final draft.

BE IT FURTHER RESOLVED that every resolution and ordinance shall list all of the Committees of the Board that need to give approval before the resolution or ordinance is submitted to the Board of Supervisors *en masse*.

Respectfully submitted,
EXECUTIVE COMMITTEE

A motion was made by Supervisor Evans and seconded by Supervisor Andrews “**to adopt**”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: /s/ Tom Hinz, County Executive Date: 12/22/2009

No. 11m -- **ORDINANCE REGARDING: TO CREATE SEC. 30.09 OF THE BROWN COUNTY CODE ENTITLED “PURCHASE AND SALE OF SCRAP METAL”**

A motion was made by Supervisor Andrews and seconded by Supervisor La Violette “**to send ordinance back to oversight committee (Public Safety)**”.

A motion was made by Supervisor Williams and seconded by Supervisor Krueger “**to refer the above ordinance to Corporation Counsel**”. Voice vote taken. Motion carried unanimously with no abstentions.

No. 11n -- **ORDINANCE REGARDING: TO CREATE SEC. 30.08 OF THE BROWN COUNTY CODE ENTITLED “PAWN BROKERS AND SECONDHAND ARTICLE AND JEWELRY DEALERS”**

A motion was made by Supervisor Andrews and seconded by Supervisor Williams “**to refer the above ordinance to Corporation Counsel for further review**”. Voice vote taken. Motion carried unanimously with no abstentions.

No. 11o -- **RESOLUTION REGARDING: TO TERMINATE THE COMMUNITY TREATMENT CENTER’S TAX EXEMPT ORGANIZATION STATUS**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the Community Treatment Center, formerly known as the Brown County Mental Health Center, was designated a §501(c) (3) tax exempt organization by the Internal Revenue Service in June, 1975; and

WHEREAS, Brown County has always owned and operated the Community Treatment Center (Brown County Mental Health Center), and Brown County is a municipal corporation designated a tax exempt governmental entity by the Internal Revenue Service; and

WHEREAS, there is no need for the Community Treatment Center to maintain its tax exemption organization status with the Internal Revenue Service; and

WHEREAS, the existence of different tax identification numbers for the Community Treatment Center and Brown County complicates bookkeeping tasks and interferes with the County's plan to centralize accounting functions.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that the Community Treatment Center shall cease to be a tax exempt organization (§501 (c) (3) Internal Revenue Code) effective January 1, 2010 and shall use the Brown County tax identification number for all purposes from that date forward.

Respectfully submitted,
HUMAN SERVICES COMMITTEE

A motion was made by Supervisor Evans and seconded by Supervisor Erickson "to adopt". Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Tom Hinz, County Executive Date: 12/22/2009

No. 12 -- SUCH OTHER MATTERS AS AUTHORIZED BY LAW.

Supervisor Dantine announced that Brown County is not responsible for the PCB cleanup in the Fox River Clean Up project.

LATE COMMUNICATIONS:

**No. 12a -- FROM SUPERVISOR WILLIAMS AND SUPERVISOR KNIER
REGARDING: TO ADJUST THE CLASSIFICATION AND
COMPENSATION PLAN FOR BROWN COUNTY EMPLOYEES
DOWNWARD TWO STEPS**

Refer to Administration Committee and Executive Committee.

No. 12b -- **FROM SUPERVISOR KNIER REGARDING: REQUIRE HUMAN RESOURCES TO PROVIDE COST OF LIVING ADJUSTMENTS BASED ON LOCATION WHEN PROVIDING COMPARABLE SALARY NUMBERS**

Refer to Administration Committee.

No. 12c -- **FROM SUPERVISOR VANDER LEEST REGARDING: REQUEST FOR AN AUDIT OF ALL COUNTYWIDE BENEFIT PROGRAMS AND TO REPORT BACK TO THE EXECUTIVE COMMITTEE WITH THOSE FINDINGS AND FOR ANY INTERNAL CONTROLS NEEDED TO PROTECT THE COUNTY TAXPAYER**

Refer to Executive Committee.

No. 13 -- **BILLS OVER \$5,000 FOR PERIOD ENDING NOVEMBER 30, 2009.**

A motion was made by Supervisor Clancy and seconded by Supervisor Fleck **“to pay the bills over \$5,000 for period ending November 30, 2009”**. Voice vote taken. Motion carried unanimously with no abstentions.

No. 13 -- **CLOSING ROLL CALL:**

Present: De Wane, Nicholson, Theisen, Krueger, Erickson, Brunette, Zima, Evans, Vander Leest, Johnson, Dantine, La Violette, Andrews, Kaster, Knier, Williams, Fleck, Clancy, Wetzel, Moynihan, Scray, Hoeft, Lund, Fewell

Excused: Warpinski, Haefs

Total Present: 24 Total Excused: 2

No. 14 -- **ADJOURNMENT TO WEDNESDAY, JANUARY 20TH, 2010, AT 7:00 P.M. LEGISLATIVE ROOM, #203, CITY HALL, 100 NORTH JEFFERSON STREET, GREEN BAY, WISCONSIN.**

A motion was made by Supervisor Fleck and seconded by Supervisor Clancy **“to adjourn to the above date and time”**. Voice vote taken. Motion carried unanimously with no abstentions.

Meeting adjourned at 9:15 p.m.

\\s\\ Darlene K. Marcelle
Brown County Clerk